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ATTORNEYS AT LAW

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December 18, 2000

**RECEIVED**

**DEC 18 2000**

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Ms. Magalie Roman Salas  
Secretary  
Federal Communications Commission  
The Portals  
445 Twelfth Street, S.W.  
Washington, D.C. 20554

**Re: Amendment of Section 73.202(b)  
FM Table of Allotments  
(Windthorst, Texas)  
REQUEST FOR DISMISSAL**

Dear Ms. Salas:

Transmitted herewith on behalf of Windthorst Radio Broadcasting Company are an original and four (4) copies of its Request for Dismissal with regard to its Petition for Reconsideration of the dismissal of its March 28, 2000 Petition for Rule Making seeking to allot Channel 230C3 to Windthorst, Texas.

Should any further information be desired in connection with this matter, please communicate with this office.

Very truly yours,

  
Vincent A. Pepper

Enclosures

cc: John A. Karousos, Esq. (w/encl) – Via Hand Delivery  
Mr. Charles Crawford (w/encl)

No. of Copies rec'd 0 + 4  
FILE ABCDE

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, DC 20054

RECEIVED

DEC 18 2000

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

In the Matter of  
  
Amendment of 73.202(b)  
Table of Allotments  
FM Broadcast Stations  
(Windthorst, TX)

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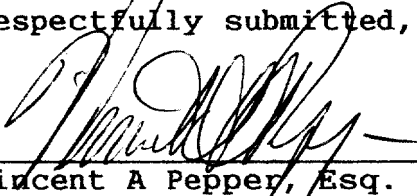
MM Docket No. \_\_\_\_

To: John Karousos, Chief  
Allocations Branch

**REQUEST FOR DISMISSAL**

Windthorst Radio Broadcasting Company respectfully requests that the FCC dismiss with prejudice its Petition for Reconsideration of the FCC's dismissal of its March 28, 2000 Petition for Rule Making. A Rule 1.420(j) declaration is attached.

Respectfully submitted,



Vincent A Pepper, Esq.

Counsel for Windthorst Radio  
Broadcasting Company

Pepper & Corazzini, L.L.P.  
Suite 200  
1776 K Street, N.W.  
Washington, DC 20006  
202/296-0600

Dated: December 15, 2000

cc: Charles Crawford

**SWORN DECLARATION**

Charles Crawford, states under penalty of perjury:

1. My name is Charles Crawford, I am a resident of the State of Texas and I am the owner of Windthorst Radio Broadcasting Company ("WRBC"), which filed last March at the FCC a Petition for Rulemaking to allocate a new FM station at Windthorst, TX. WRBC has subsequently filed a Petition for Reconsideration of the FCC's dismissal of the Petition for Rulemaking.

2. I have concluded to dismiss the Petition for Reconsideration and to withdraw the Petition for Rulemaking in exchange for reimbursement of my expenses by AM & PM Broadcasting, LLC. My expenses, totalling the sum of \$7,049.06 , are the sum of the legal and engineering costs, attested by Sworn Statements attached as Appendices A, B and C.

3. Neither I nor WRBC has received, nor are either entitled to receive, any money or other consideration, directly or indirectly, in exchange for the proposed dismissal of WRBC's Petitions.

4. Moreover, neither I nor WRBC has paid nor promised to pay any consideration to any other person or entity in connection with the dismissal of the Petitions.

Executed this 14th day of December, 2000.

  
Charles Crawford

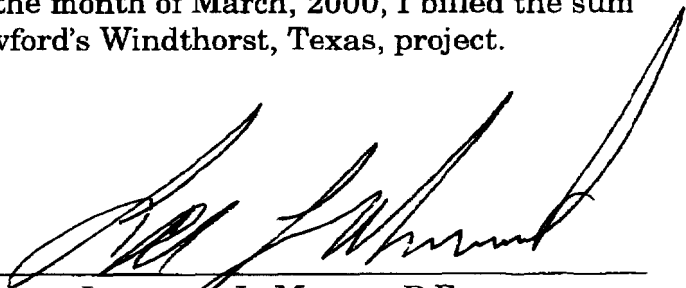
## **Appendix A**

### **Sworn Statement**

Lawrence L. Morton, P.E., does hereby state under penalty of perjury that:

1. My name is Lawrence L. Morton and I am a Professional Engineer who resides in Hollywood Hills, California. I have provided engineering advice and assistance to Charles Crawford in connection with his filing of a Petition for Rule Making for a new FM channel at Windthorst, Texas.

2. My records show that, during the month of March, 2000, I billed the sum of \$1717.67 in connection with Mr. Crawford's Windthorst, Texas, project.



Lawrence L. Morton, P.E.

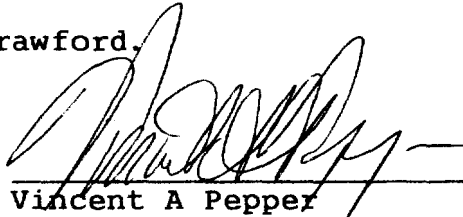
December 14, 2000

Sworn Statement

Vincent A Pepper does state under penalty of perjury that:

1. My name is Vincent A Pepper, partner with the firm of Pepper & Corazzini, LLP. Our firm is legal counsel to Charles Crawford d/b/a Windthorst Radio Broadcasting Company ("WRBC").

2. Our records show that, in connection with WRBC's filing and prosecution of its Petition for Rulemaking -- to allocate a new FM station at Windthorst, TX -- our firm billed and collected a total of \$2,848.71 from Mr. Crawford.



Vincent A Pepper

December 14, 2000

Sworn Statement

Robert L. Thompson does state under penalty of perjury that:

1. My name is Robert Lewis Thompson, of counsel to the firm of Thiemann Aitken & Vohra, LLC. Earlier this year, I provided legal advice and assistance to Charles Crawford d/b/a Windthorst Radio Broadcasting Company ("WRBC"), in connection with his proposal to file a Petition for Rulemaking, seeking the allocation of a new FM station at Windthorst, TX. Shortly before the filing of the Petition, I discovered a potential conflict between Mr. Crawford's proposed filing and the interests of another of my clients. Mr. Crawford subsequently hired Vincent Pepper to assume the representation.

2. My records show that, in connection with Mr. Crawford's WRBC project, we billed and collected a total of \$ 2,482.68 from Mr. Crawford.

Robert L. Thompson

December 14, 2000